

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Ellen R. BOLTE  
Serial No. : 09/866,033  
Filing Date : May 25, 2001  
Title : METHOD FOR TREATING A MENTAL DISORDER  
Examiner : Chih-Min Kam  
Group/Art Unit : 1653  
Commissioner for Patents  
Washington, D.C. 20231

official

1/5/03

CMK

TRANSMITTAL LETTER

Dear Examiner Kam,

I appreciated the opportunity to briefly discuss the above-referenced matter with you this morning.

As per your request, this letter, and my signature hereon, serve to attest that the Office Action mailed October 22, 2002, including the references cited by the Examiner, was not directed to Applicant's attorneys of record from the United States Patent and Trademark Office in accordance with 37 CFR 1.33 (c). The Office Action, including references, was forwarded by the prior attorneys of record and received by Applicant's attorneys of record on November 1, 2002. A copy of the cover page of the Office communication showing the date received by Applicant's attorneys of record is attached hereto.

As we discussed, Applicant respectfully requests that the statutory period for reply to the Office Action be reset.

FTL:988333:1

Additionally, please be advised that a duly executed Power of Attorney by the Applicant was forwarded to the Patent Office with the Reply filed July 22, 2002, in response to Restriction Requirement mailed May 31, 2002, and we enclose herewith a copy of the signed form and correspondence previously forwarded on November 7, 2002.

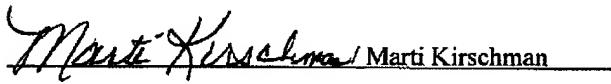
Respectfully submitted,

By:   
Jordan A. Newmark, Reg. No. 50,904  
RUDEN, McCLOSKEY, SMITH,  
SCHUSTER & RUSSELL, P.A.  
200 East Broward Boulevard  
Fort Lauderdale, Florida 33301  
Tel.: (954) 527-6243  
Fax: (954) 333-4243

January 15, 2003  
Enclosures

**Certificate of Transmission under 37 CFR 1.8**

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office, Fax No. (703) 746-5038 on **January 15, 2003**.

 Marti Kirschman January 15, 2003  
Date

FTL:988333:1



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231  
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/866,033	05/25/2001	Ellen R. Boltz	6917 P 002	4271

7590 10/22/2002

Daniel N. Christus, Esq.  
Wallenstein & Wagner, Ltd.  
53rd Floor  
311 South Wacker Drive  
Chicago, IL 60606-6630

EXAMINER

KAM, CHIH MIN

ART UNIT PAPER NUMBER

1653

DATE MAILED: 10/22/2002

6

Please find below and/or attached an Office communication concerning this application or proceeding.

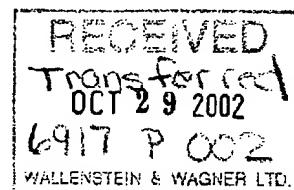
PTO-90C (Rev. 07-01)

ML MLK  
FL \_\_\_\_\_  
FT \_\_\_\_\_  
T \_\_\_\_\_

RECEIVED

NOV - 1 2002

RUDEN McCLOSKY



Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

# TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

		Application Number	09/866,033
		Filing Date	05/25/2001
		First Named Inventor	Ellen R. Bolte
		Group Art Unit	1653
		Examiner Name	Chih-Min Kam
Total Number of Pages in This Submission	2	Attorney Docket Number	46393-0001

## ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment / Reply	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input checked="" type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Other Enclosure(s) (please Identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application		
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		
Remarks		

Transmittal Letter

Return Receipt Postcard

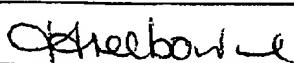
## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Jordan A. Newmark		
Signature			
Date	11/07/2002		

## CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class  
mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date:

November 7, 2002

Typed or printed name	Vernice V. Freebourne		
Signature		Date	11/07/2002

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Ellen R. BOLTE  
Serial No. : 09/866,033  
Filing Date : May 25, 2001  
Title : METHOD FOR TREATING A MENTAL DISORDER  
Examiner : Chih-Min Kam  
Group/Art Unit : 1653  
Commissioner for Patents  
Washington, D.C. 20231

**TRANSMITTAL LETTER**

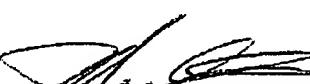
Sir,

Please be advised that a duly executed Power of Attorney by the inventor was forwarded to the Patent Office with the Reply filed July 22, 2002, in response to Restriction Requirement mailed May 31, 2002.

On our inquiry to the Patent Office, by telephone, it is noted that the change in Attorney of Record has not been made and we enclose herewith a copy of the signed form previously forwarded.

It is, therefore, respectfully requested that the change in the Attorney of Record be made.

Respectfully submitted,

By:   
Jordan A. Newmark, Reg. No. 50,904  
RUDEN, McCLOSKY, SMITH,  
SCHUSTER & RUSSELL, P.A.  
200 East Broward Boulevard  
Fort Lauderdale, Florida 33301  
Tel.: (954) 527-6243  
Fax: (954) 333-4243

**Certificate of Mailing under 37 CFR 1.8**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents Washington, D.C. 20231 on November 7, 2002

Okerehaine

/Vernice V. Freebourne

November 7, 2002

Date

Please type a plus sign (+) inside this box

PTO/SB/01 (10-00)

Approved for use through 10/31/2002 OMB 0651-0035

U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number

## POWER OF ATTORNEY OR AUTHORIZATION OF AGENT

Application Number	09/866,033
Filing Date	May 25, 2001
First Named Inventor	Ellen R. BOLTE
Group Art Unit	1653
Examiner Name	Chih-Min KAM
Attorney Docket Number	46393-0001

I hereby appoint:

Practitioners at Customer Number   Place Customer Number Bar Code Label here  
OR  
 Practitioner(s) named below:

Name	Registration Number
ROBERT M. SCHWARTZ	29,854
JORDAN NEWMARK	50,904

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

Please change the correspondence address for the above-identified application to:

The above-mentioned Customer Number.

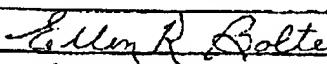
OR

<input type="checkbox"/> Firm or Individual Name	Jordan Newmark, Esq.			
Address	RUDEN, McCLOSKY, SMITH, SCHUSTER & RUSSELL, P.A.			
Address	200 EAST BROWARD BOULEVARD - SUITE 1500			
City	FORT LAUDERDALE	State	FLORIDA	Zip 33301
Country	USA			
Telephone	954-527-6243	Fax	954-527-4243	

I am the:

Applicant/Inventor.  
 Assignee of record of the entire interest. See 37 CFR 3.71.  
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).

SIGNATURE of Applicant or Assignee of Record

Name	Ellen R. Bolte
Signature	
Date	7-22-02

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required. See below.

"Total of \_\_\_\_\_ forms are submitted.

**Burden Hour Statement:** This form is estimated to take 3 minutes to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

Please place your official date stamp on this card and return it to  
constitute acknowledgement of receipt by your office on the  
date stamped.

Applicant: Ellen R. BOLTE

Serial No.: 09/866,033

Filing Date: May 25, 2001

Title: METHOD FOR TREATING A MENTAL DISORDER

ENCLOSURES:

Transmittal Letter - 1p; Copy of Power of Attorney form - 1p.

Attorney RMS 7 JAN

Docket No. 46393-0001

Mailing Date November 7, 2002

Ruden, McClosky, Smith,  
Schuster & Russell, P.A.  
Intellectual Property Group 954-527-6252